ORDER.

Bangalore, dated 27th December 1967.

S.O. 38 —WHEREAS by State Government Order No. LFR 210 LLD 67, dated 17th May 1967, the Industrial Dispute between the Workmen and the Management of Amalgamated Electricity Co. Belgaum Branch, Belgaum was referred to the Industrial Tribunal, Bangalore for adjudication ;

AND WHEREAS the Industrial Tribunal, Bangalore has submitted to the State Government its award in respect of the said Industrial Dispute ;

NOW, THEREFORE, in exercise of the powers conferred by Section 17 of the Industrial Disputes Act, 1947 (Central Act XIV of 1947), the Government of Mysore are pleased to direct the publication of the said Award as above, in the *Mysore Gazette*.

[No. FCL 210 LLD 67.]

By Order and in the name of the Governor of Mysore,

1736 G. G. PUROHIT, *Under Secy.*

GOVERNMENT OF MYSORE

FOOD, CIVIL SUPPLIES AND LABOUR DEPARTMENT (LABOUR)

Labour Dispute.—Industrial Dispute between the Workmen and the Management of M/s. Kirti Transport Co., No. 2, New Mission Road, Bangalore-2.

Award of the Labour Court, Bangalore—Published.

Read the following papers.—

(1) Letter No. 1011/67-68, dated 16th December 1967 from Sri P. T. Kadkol, Presiding Officer, Labour Court, Bangalore.

BEFORE THE PRESIDING OFFICER, LABOUR COURT, BANGALORE.

Dated this 16th day of December 1967.

Present:

Sri P. T. Kadkol, B.Sc., LL.B. *Presiding Officer.*

Ref. No. 17 of 1967.

Sri A. Sitaramaiah, 2291, III Cross Road, Malleswaram, Bangalore-3. *I Party.*

Vs.

The Management of Kirti Transport Co., No. 2, Mission Road, Bangalore-2.

II Party.

Reference :

Government Order No. LMA 10 LLD 67, dated 15th February 1967.

AWARD.

The Government of Mysore being of opinion that an industrial dispute exists between the workmen and the management of M/s. Kirti Transport Co., Bangalore, have referred it to this court for adjudication under Section 10 (1) (c) of the Industrial Disputes Act, 1947, by their Order No. LMA 10 LLD 67, dated 15th February 1967, setting out the following points of dispute for adjudication :—

> "Is the Management of M/s. Kirti Transport Co., No. 2, New Mission Road, Bangalore-2 justified in dismissing Sri A. Sitaramaiah ? If not, what is the relief, the employee is entitled to ?"

2. The cause of the aggrieved workman Sri A. Sitaramaiah has not been sponsored by any trade union or by the workers of the establishment M/s. Kirti Transport Co. The Order of Reference has been made under Section 10 (1) (c) of the Industrial Disputes Act, presumably read with Section 2-A thereof. Hence A. Sitaramaiah is the first party and the management of M/s. Kirti Transport Co., Bangalore is the second party in this dispute.

3. In response to the notice issued by the Court, the first party has put in his statement of claims dated 18th March 1967 and the second party has submitted its statement of objections dated 30th June 1967. On these pleadings several issues were framed and set down for hearing (*Vide* Order Sheet dated 30th June 1967). Some additional issues were also framed on 16th August 1967 (*Vide* Order sheet).

4. To-day when the case came on for hearing both the parties appeared and filed a joint memorandum of settlement, marked Ex.A. and prayed for an award in terms thereof. It is seen from this memorandum of settlement that the second party has agreed to pay and the first party has agreed to receive a sum of Rs. 350 in full and final settlement of all the claims of the first party. I am of opinion that this settlement is fair and reasonable. I accept it.

5. In the result I proceed to pass an Award as under :—

AWARD

Reference is accepted. Award is made between the parties in terms of the memorandum of settlement Ex.A. which should be annexed to this Award and be deemed as forming part of it. No order as to costs.

P. T. KADKOL,
Presiding Officer,
Labour Court, Bangalore.

"Copy"
P. T. KADKOL,
Presiding Officer,
Labour Court, Bangalore

IN THE COURT OF THE PRESIDING OFFICER, LABOUR COURT, BANGALORE.

Reference No. 17 of 1967

A. Sitaramaiah. ... *I Party.*

Vs.

The Management of Kirti Transport, Company, represented by (Sri Divakar Desai). ... *II Party*

MEMO

The above parties have settled the dispute amicably wherein the II Party pays Rs. 350 (Three Hundred and fifty rupees) to I Party and prays thereby matters may be closed, in the ends of justice.

(Sd) A. Sitaramaiah.
I Party

(Sd) P. D. Kolekar
I Party

Place: Bangalore

Date: 16-12-1967

II Party

(Sd) Dinker Desai: T. Desai
16-12-1967
Asst. Manager

Filed, Recorded and Marked Ex.A. Intd. P. T. K.
16-12-67.

"Copy

P. T. KADKOL,
Presiding Officer,
Labour Court, Bangalore.